

## **REMARKS**

In the last office action, the claims were rejected under 35 USC 112 on the basis of objections made to the clarity of the preamble of Claim 1. It is believed that the amendment made to Claim 1 in this response should remove the basis for that rejection. More specifically, the subject matter which is being claimed is the “fall restraint system” and this adapted to be used in a ladder system. The ladder system is recited as having a platform, a ladder, a safety cage, and a guard rail. These items already exist in the prior art. Those elements are recited in the preamble, and then after the preamble, there is the language “said fall restraint system comprising:”

It was indicated in the last office action that Claim 1 would be found allowable if rewritten or amended to overcome the rejection under 35 USC 112, and thus Claims 2 through 16 should also be found allowable. A number of amendments have been made in the claims, and this has not been done to change the basic subject that is claimed. Rather, this was done to make the language of the claims correspond more closely to the language which appears in the specification of the application.

Claims 17 through 20 are newly added claims. Claim 17 contains substantially the same subject matter as recited in Claim 1, except that the

restraint system has been claimed in combination with the ladder system.  
Claims 18, 19, and 20 depend upon Claim 17 and contain substantially the same subject matter as Claims 2, 3 and 4 respectively.

It is believed that the application should now be found in condition for allowance. If there is any matter which yet needs attention, and if consultation with the under signed would be of help, then such consultation would be welcome. The Applicant's undersigned attorney can normally be reached at the telephone number set forth below.

Signed at Bellingham, County of Whatcom, State of Washington this  
February 07, 2005.

Respectfully submitted,  
SCOTT KOHLMEIER,

By  \_\_\_\_\_

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